

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA

RICKKE LEON GREEN,)	
)	
Petitioner,)	
)	
v.)	Case No. CIV-06-61-L
)	
JOHN WHETSEL, Sheriff,)	
)	
Respondent.)	

ORDER

This matter is before the court for review of the Report and Recommendation entered by United States Magistrate Judge Doyle W. Argo on March 20, 2006. Petitioner, a prisoner appearing *pro se*, filed this action pursuant to 28 U.S.C. §2254 seeking a writ of habeas corpus. The Magistrate Judge recommended that the petition for a writ of habeas corpus be dismissed without prejudice to refiling due to petitioner's failure to either pay the required filing fee or to submit a completed *in forma pauperis* application.

The court file reflects that no party has filed a written objection to the Magistrate Judge's Report and Recommendation. Upon *de novo* review of the entire case file in this matter, the court finds that the Report and Recommendation of the Magistrate Judge should be and is hereby adopted in its entirety.

**Accordingly, the petition for writ of habeas corpus filed pursuant to
28 U.S.C. § 2254 is DISMISSED WITHOUT PREJUDICE.**

It is so ordered this 12th day of April, 2006.



TIM LEONARD
United States District Judge